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## FACSIMILE TRANSMISSION

Total # of Pages 10 (including this page)

TO:	PHONE #:	FAX #:
Mail Stop Amendment Commissioner of Patents		(571) 273-8300

From : Steven A. Bent

Email Address : sbent@foley.com

Sender's Direct Dial :

Date : November 6, 2006

Client/Matter No : 030307-0217

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## MESSAGE:

U.S. Patent Application S.N. 10/623,578

Attached please find the following documents for filing:

1. Amendment Transmittal with Extension of Time (3pgs);
2. Credit Card Authorization Form (1pg); and
3. Amendment and Reply Under 37 CFT 1.116.

If there are any problems with this transmission or if you have not received all of the pages, please call.

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Cover Page 1 of 1

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PAGE 1/10 \* RCVD AT 11/6/2006 5:38:47 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/9 \* DNIS:2738300 \* CSID: \* DURATION (mm:ss):03-04

NOV. 6. 2006 2:33PM FOLEY 8587926773

RECEIVED NO. 6182 P. 2  
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NOV 06 2006 Atty. Dkt. No. 030307-0217

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lars BLANK, et al.

Title: METHOD OF IMPROVING  
BIOMASS YIELD OF LACTIC  
ACID BACTERIAL CULTURES

Appl. No.: 10/623,578

Filing Date: 7/22/2003

Examiner: Leon B. LANKFORD, JR.

Art Unit: 1651

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<u>Cherylyn Mascatelli</u> (Printed Name)	
<u>Cherylyn Mascatelli</u> (Signature)	
11/6/06 (Date of Deposit)	

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

Assertion of Small Entity status is enclosed.

The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For	Extra			Additional Claims Fee
			Claims Present	Rate		
Total Claims:	17	- 20 =	0	x \$50.00 =	\$0.00	

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NOV 06 2006

Atty. Dkt. No. 030307-0217

Independent	1	-	3	=	0	x	\$200.00	=	\$0.00
Claims:									
First presentation of any Multiple Dependent Claims: + \$360.00 = \$0.00									
CLAIMS FEE TOTAL = \$0.00									

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[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Extension for response filed within the first month:	\$120.00	\$120.00
[ ] Extension for response filed within the second month:	\$450.00	\$0.00
[ ] Extension for response filed within the third month:	\$1,020.00	\$0.00
[ ] Extension for response filed within the fourth month:	\$1,590.00	\$0.00
[ ] Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$120.00
[ ] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$120.00
[ ] Small Entity Fees Apply (subtract ½ of above):		\$0.00
Extension Fees Previously Paid:		\$0.00
TOTAL FEE:		\$120.00

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A credit card payment form in the amount of \$120.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Atty. Dkt. No. 030307-0217

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By S.A. Bent

Date 6 November 2006

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